

**COUNSEL LISTED ON SIGNATURE PAGE**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

IN RE ABBOTT LABORATORIES  
NORVIR ANTITRUST LITIGATION

) No. C-04-1511 CW

) **STIPULATION AND ORDER RE:**  
**EXTENDING DEADLINE FOR**  
**PARTIES TO FILE THEIR**  
**OPPOSITION TO MOTIONS IN**  
**LIMINE**

) Pretrial Conference: August 5, 2008  
 ) Trial Date: August 18, 2008  
 ) Court: Courtroom 2, 4th Floor  
 ) Before: Honorable Claudia Wilken

WHEREAS, under the Court's July 23, 2008 Order Regarding Pre-Trial Submissions and Deadlines, the present deadline for the parties to file their respective oppositions to each others' motions *in limine* and *Daubert* motions is July 29, 2008;

WHEREAS, the parties filed a stipulation on July 29, 2008 to extend that deadline by one day;

WHEREAS, the parties have reached an agreement in principle of the material terms of the settlement and the parties currently are working on a formal settlement agreement that may obviate the need to file the opposition briefs;

9 WHEREAS, the parties require an adjournment of the response date to file the opposition  
10 briefs;

11 IT IS THEREFORE STIPULATED by and between the parties, acting through their counsel  
12 of record, that, the response date for the parties' opposition to motions *in limine* and opposition to  
13 *Daubert* motions is adjourned. The parties will discuss with the Court, at the next opportunity,  
14 whether any additional action with respect to these motions is necessary.

## SO STIPULATED.

Respectfully submitted,

Dated: July 30, 2008

By: /s/ James F. Hurst  
James F. Hurst  
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Counsel for Defendant  
Abbott Laboratories

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2 Dated: July 30, 2008

3 By: /s/ Christopher T. Heffelfinger

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14 Kellie Safar Lerner  
15 LABATON SUCHAROW LLP  
16 Co-Counsel for Plaintiffs

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19 IT IS SO ORDERED.

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21 Dated: July 31, 2008

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25 Honorable Claudia Wilken  
26 United States District Judge

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## **GENERAL ORDER 45 ATTESTATION**

I, James F. Hurst, am the ECF User whose ID and password was used to file this STIPULATION AND [PROPOSED] ORDER RE: EXTENDING DEADLINE FOR PARTIES TO FILE THEIR OPPOSITION TO MOTIONS IN LIMINE. In compliance with General Order 45, X.B., I hereby attest that Christopher T. Heffelfinger, counsel for Plaintiffs, concurred in this filing.

Dated: July 30, 2008

By: /s/ James F. Hurst  
James F. Hurst  
WINSTON & STRAWN LLP  
Counsel for Defendant